

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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2004 APR 21 P 1:06

U.S. DISTRICT COURT  
DISTRICT OF MASS

WILLIAM RYAN and JOHN J. SHAUGHNESSY,  
as they are TRUSTEES, INTERNATIONAL UNION  
OF OPERATING ENGINEERS LOCAL 4 HEALTH  
AND WELFARE, PENSION, AND ANNUITY FUNDS,  
and LOUIS G. RASETTA and CHRISTOPHER  
BARLETTA, as they are TRUSTEES, HOISTING AND  
PORTABLE ENGINEERS LOCAL 4 APPRENTICE  
AND TRAINING FUNDS and INTERNATIONAL  
UNION OF OPERATING ENGINEERS, LOCAL 4,

C.A. No. 03-12606-GAO

Plaintiffs

vs.

FOSTER CONSTRUCTION, INC.,

Defendant

FORM OF DEFAULT JUDGMENT

O'TOOLE, D.J.

Defendant Foster Construction, Inc. having failed to plead or otherwise defend in this action and its default having been entered,

Now, upon application of plaintiffs and affidavits demonstrating that defendant owes plaintiffs the sum of \$44,865.65 that defendant is not an infant or incompetent person or in the military service of the United States, and that plaintiff has incurred attorney's fees and costs in the sum of \$3,475.10.

It is hereby ORDERED, ADJUDGED AND DECREED that plaintiffs recover from defendant Foster Construction, Inc. the sum of \$44,865.65, with attorney's fees and costs in the amount of \$3,475.10, prejudgment interest at the rate of 1% per month from March 1, 2002 through April 30, 2004, in the amount of \$6,073.69, and additional interest in the amount of \$6,073.69 for a total judgment of \$60,488.13 with interest as provided by law.

By the Court,

*Paul S. Luper*  
Deputy Clerk

Dated: May 7, 2004

NOTE: The post judgment interest rate effective this date is 1.55%.